

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ALLSTATE INSURANCE COMPANY,

No. C-10-0077 EMC

Plaintiff,

**ORDER TO SHOW CAUSE**

v.

RICHARD BARNETT, *et al.*,

Defendants.

Previously, the Court denied a request by Mr. Barnett's counsel to participate in the final pretrial conference by telephone. *See* Docket No. 149 (order). Counsel subsequently moved for reconsideration, which the Court denied based on the complexity of the pretrial issues and Mr. Barnett's late-filed motion to continue the trial. *See* Docket No. 152 (order). Counsel for Mr. Barnett then filed a motion to continue the pretrial conference which was, in essence, yet another motion for reconsideration, which the Court denied for the same reasons. *See* Docket No. 155 (order). Thus, prior to the final pretrial conference, the Court made clear to counsel for Mr. Barnett that a personal appearance was required for that conference and not simply a telephonic appearance.

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1 On November 8, 2011, the final pretrial conference was held, and counsel for Mr. Barnett  
2 failed to make an appearance in person, as required by the Court's three orders above. Accordingly,  
3 the Court hereby issues this order to show cause. More specifically, counsel for Mr. Barnett is  
4 ordered to show cause why *he* (not Mr. Barnett) should not be held in criminal contempt for failure  
5 to comply with the Court's orders. A response to this order to show cause must be filed by  
6 November 23, 2011.

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8 IT IS SO ORDERED.

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10 Dated: November 9, 2011

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12 EDWARD M. CHEN  
13 United States District Judge  
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